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May 17, 2024

VIA EMAIL AND ECF

Honorable Katherine Polk Failla
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

MEMO ENDORSED

Re: United States v. Carlos Omar Felix Gutierrez, No. 23-cr-00180 (KPF)

Dear Judge Failla:

We are the attorneys for Carlos Omar Felix Gutierrez. We write to request a 60-day adjournment of the status conference currently scheduled for Tuesday, May 21, 2024, at 2:00 P.M. This is the first request for an adjournment of the conference. The government joins in this request. Defense counsel received the substantial discovery for this case on Monday, May 13, 2024, and we need additional time for review. We propose the status conference be moved to a date convenient to the Court on or about Monday, July 22, 2024. The government also applies to exclude time under the Speedy Trial Act, and Mr. Felix Gutierrez consents. A proposed order is appended to this letter motion.

Thank you for your consideration.

Respectfully submitted,

/s/ Eric R. Breslin

Eric R. Breslin

cc: All Counsel of Record (Via Email and ECF)

Application GRANTED. The status conference scheduled for May 21, 2024, is hereby ADJOURNED to **July 30, 2024**, at **3:30 p.m.** The conference will take place in Courtroom 618 of the Thurgood Marshall United States Courthouse, 40 Foley Square, New York, New York.

It is further ORDERED that time is excluded under the Speedy Trial Act between **May 21, 2024** and **July 30, 2024**. The Court finds that the ends of justice served by excluding such time outweigh the interests of the public and the Defendant in a speedy trial because it will permit Defendant time to review additional discovery with counsel.

The Clerk of Court is directed to terminate the pending motion at docket entry 85.

Dated: May 20, 2024
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE